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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 vs.
14 DAVID DUCKART,
15 Defendant.

CR No. 98-40120 SBA
CR No. 06-00472 SBA
CR No. 06-00824 SBA

STIPULATION OF PARTIES MODIFYING SPECIAL CONDITIONS OF PRETRIAL RELEASE

16 The United States, through its counsel AUSA Stephen Corrigan, and defendant David Duckart,
17 through his counsel Garrick S. Lew, hereby agree and stipulate to modify the following Special
18 Condition of pretrial release as set forth below:

19 1. Defendant's electronic monitoring schedule is modified to exclude the hours of 10 a.m. to 6
20 p.m. daily to allow defendant to tend to his personal needs and business to prepare for his voluntary
21 surrender to the Federal Bureau of Prisons on June 16, 2008.

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Factual Basis for Proposed Modification of Pretrial Release Terms

24 Defendant's residence and second home have jeopardy tax assessment liens recorded against
25 title. Defendant must appeal the excise tax jeopardy assessments in tax court. Defendant must provide
26 tax counsel with financial information pertaining to his income and expenses to prepare his 2007 tax
27 return and to process his excise tax assessment appeal. Defendant must also make arrangements with
28 friends, relatives or financial entities to manage and tend to his business and personal financial affairs

1 before defendant surrenders on June 16, 2008 to begin serving his 8 month federal prison sentence.
2 Defendant remains on 24\7 house arrest\detention in San Ramon and cannot accomplish these tasks
3 under his present pretrial release conditions.

4 Counsel has discussed the proposed modification with Pretrial Services officer Richard Sarlatte
5 and AUSA Steven Corrigan and the government and Pretrial Services have no objection to the proposed
6 modification of defendant's electronic monitoring hours.

7 **So Stipulated.**

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9 Dated: May 20, 2008

_____/S/
Stephen Corrigan
Assistant United States Attorney

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11 Dated: May 19, 2008

_____/S/
Garrick S. Lew
Attorney for Defendant David Duckart

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13 SO ORDERED.

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15 Dated: May 23, 2008



Waphe D. Brazil
United States Magistrate Judge

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